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Washington, D.C.

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July 8, 2004

VIA FACSIMILE and REGULAR MAILMr. Thomas J. Krueger
Associate Regional Counsel
U.S. EPA Region 5
77 West Jackson Blvd.
Chicago, IL 60604-3590**RE: Downers Grove Sanitary District /Ellsworth Industrial Park**

Dear Tom:

We passed along the data from the additional sampling that was recently conducted by Weston Solutions, Inc. on behalf of U.S. EPA in the vicinity of the Ellsworth Industrial Park site to our environmental consultant, James Huff of Huff & Huff, Inc. I am enclosing a letter summarizing his review of that data. As you will see, it appears that the sampling on the DynaGear property was not conducted consistent with our understanding of how U.S. EPA would conduct the sampling.

We believe that it is appropriate to schedule a conference call with you and Mazin Enwiya to discuss the latest round of sampling. We would also like to discuss the alleged liability of the Downers Grove Sanitary District for the chlorinated solvent contamination that is present at the Ellsworth Industrial Park site. Based on the sampling we have conducted on the District's property, coupled with the sampling performed by consultants for the U.S. EPA and the Lockformer Company, there still is no data that points to the DGSD as a source of contamination at Ellsworth Industrial Park site.

Please give me a call at your earliest convenience at 312-569-1443 so that we may schedule a conference call to discuss these matters in more detail.

Very truly yours,

Mark A. Latham

cc: Larry Cox (w/enclosures)
James Huff (w/enclosures)

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June 28, 2004

Mr. Mark Latham
Gardner, Carton & Douglas
191 N. Wacker Drive
Suite 3700
Chicago, IL 60606-1698

Re: Supplemental U.S. EPA Testing on the DynaGear Property
Downers Grove, IL

Dear Mr. Latham:

At your request, I have reviewed the recent data collected by the U.S. EPA Contractor on the former DynaGear Property. Based on my review, the procedures and locations investigated were not consistent with the previous discussions we had had with the U.S. EPA.

You may recall that the initial samples from the DynaGear Property, identified as EIP-5 and EIP-9, (Downers Grove Groundwater Site, DuPage County, Illinois, Roy F. Westin, Inc., May 2002), were collected in the northwest corner (EIP-5) and along the west side (EIP-9). The Contractor reported "fill" was present from 4 to 10 ft below ground surface at EIP-5, and volatiles were present based on the FID readings in this fill material. Despite the fill material and elevated FID readings, the Contractor did not collect any soil samples from this location for analysis. Only groundwater samples were collected from the boreholes, at a much deeper depth.

After receipt of the *Draft Site Management Plan and Sampling and Analysis Plan* dated October 8, 2003, which omitted sampling in the former location of EIP-5, I talked to Mazin Enwiya at U.S. EPA, and he thought the Contractor could relocate one of the borings to include EIP-5. Obviously, this did not happen.

When the Contractor collected the most recent soil samples, it appears as if they simply took samples every ten feet, and did not do any field screening for volatiles. If this is the case, any contamination present could have been missed with such a protocol.

I understand that the U.S. EPA is still planning to conduct a pump test and install data loggers in some of their wells. I talked to Mazin about this last December, and offered to

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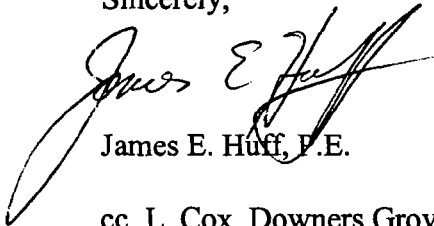
MARK LATHAM

install additional data loggers in some of the District's wells during the pump test, to collect additional data. Such data loggers would be installed by the District and paid for by the District. If this pump test has not been done yet, I believe this would still be a worthwhile task to coordinate with the U.S. EPA.

A final note regarding the recent sampling is worth commenting on. The water sample collected on the east side of DynaGear's property contained 0.130 mg/L TCE, which is over an order of magnitude higher than what is present on the District's property. Hopefully, the U.S. EPA will continue to attempt to identify the source of this high TCE level, which based on the sampling activities conducted by Huff & Huff in the sludge lagoon, is not from the District.

Let me know if there is anything additional we should be doing.

Sincerely;

A handwritten signature in black ink, appearing to read "James E. Huff". The signature is stylized with a large, sweeping initial "J" and "H".

James E. Huff, P.E.

cc L. Cox, Downers Grove Sanitary District

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